

UNITED STATES DISTRICT COURT

Northern District of California

Mussynski,

Plaintiff(s),

v.

Phillips & Burns, LLC,

Defendant(s).

07-04828 JW ENE

Notice of Appointment of Evaluator

TO COUNSEL OF RECORD:

The court notifies the parties and counsel that the Evaluator assigned to this case is:

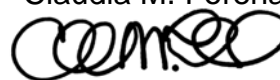
Dean A. Alper
Alper & McCulloch
425 California St., 18th Fl.
San Francisco, CA 94104
415-434-8744

Counsel shall familiarize themselves with the requirements of ADR L.R. 5 which governs the ENE program. The evaluator will schedule a joint phone conference with counsel under ADR L.R. 5-7 and will set the date of the ENE session within the deadlines set by ADR L.R. 5-5 or the court order referring this action to ENE. The court permits the evaluator to charge each party its pro rata share of the cost of the phone conference.

Counsel are reminded that the written ENE statements required by the ADR L.R.
5-8 shall NOT be filed with the court.

Dated: February 7, 2008

RICHARD W. WIEKING
Clerk
by: Claudia M. Forehand



ADR Case Administrator
415-522-2059
Claudia_Forehand@cand.uscourts.gov